



THE UNITED STATES PATENT AND TRADEMARK OFFICE

IF #1614

In re Application of : KROPF, et al.  
Serial No. : 09/868,379  
Filing Date : August 15, 2001  
Examiner : Michel Graffeo  
Group Art Unit : 1614  
Entitled : "Fine Suspensions of Poorly Soluble Calcium Salts and their Use in Dental Care Products"

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Our File No. H03763US

**Certificate of Mailing Under 37 C.F.R. §1.8(a):**

I hereby certify that this correspondence is being deposited on July 21, 2006 with the United States Postal Service as first-class mail in an envelope properly addressed to the Mail Stop: AMENDMENT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

John S. Child, Jr.  
John S. Child, Jr.

Mail Stop: AMENDMENT  
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P.O. Box 1450  
Alexandria, VA 22313-1450

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**  
**UNDER 37 C.F.R. §1.97**

Dear Sir:

I. INTRODUCTION

In compliance with the duty of disclosure set forth in 37 C.F.R. § 1.56, Applicants are submitting herewith a "Substitute for Form 1449A/PTO" listing certain patent and other

documents which the Examiner is respectfully requested to consider and make of record in this application. This Supplemental Information Disclosure Statement is being filed before the mailing of a Final Official Action. Accordingly, the fee required under 37 C.F.R. 1.97(c) is enclosed.

## II. REMARKS

### A. Enclosures to Information Disclosure Statement

Enclosed herewith please find a completed "Substitute for Form 1449A/PTO" which identifies the United States Patent Documents, Foreign Patent Documents and Non-Patent Literature being made of record. Pursuant to 37 C.F.R. §1.98, copies of the U.S. Patent documents, foreign patent documents and Non-patent literature are also enclosed.

This application is related to another application currently pending before the U.S. Patent and Trademark Office. The related application and the instant application are identified below:

U.S. Application No.	Filing Date	Attorney Ref.
10/030,268	March 19, 2002	H04086
09/868,379	August 15, 2001	H03763

### B. Foreign Patent Documents Not In The English Language

One foreign patent document (Ref. Nos. B1) and three Non-patent literature references (C2, C3 and C4) are not in the English language. Under 37 C.F.R. §1.98(a)(3)(i) and (ii) any information disclosure statement filed shall include:

(3)(i) A concise explanation of the relevance, as it is presently understood by the individual designated in §1.56(c) most knowledgeable about the content of the information, of each patent, publication, or other information listed that is not in the English

language. The concise explanation may be either separate from the applicant's specification or incorporated therein.

(ii) A copy of the translation if a written English-language translation of a non-English-language document, or portion thereof, is within the possession, custody, or control of, or is readily available to any individual designated in §1.56(c).

#### 1. Translation

The non-English patent document has an English language counterpart which is identified in the Substitute for Form 1449A/PTO. A copy of the counterpart application is enclosed.

Non-English Patent Document  
Ref. B1

English Language Counterpart  
A2

#### 2. Concise Explanations of Remaining Non-English Documents

A concise explanation of the relevance of certain non-English documents is incorporated in the specification of related application U.S. Application No. 10/030,268 (Attny Ref. No. H04086) in the passages identified below:

Non-English Document	Referenced Portion of Specification
C2	Paragraph beginning at line 2, page 8
C3	Paragraph beginning at line 2, page 8
C4	Paragraph beginning at line 2, page 8

A copy of the table of contents for reference C1, which is referenced in the paragraph beginning at page 7 line 9 of the related application (U.S. Application No. 10/030,268; Attny Ref. No. H0486) is herewith submitted as an efficient alternative to submission of the entire textbook. The specification states that this reference describes "other suitable enzymes and enzymatic hydrolysis processes." Further, a copy of the table of contents

for reference C5, which is referenced in the paragraph beginning at page 8 line 25 of the related application (U.S. Application No. 10/030,268; Attny Ref. No. H04086) is herewith submitted. Applicants have been unable to locate a copy of this reference, however, submit a copy of the table of contents of this document. The specification states that this reference provides "other examples of protein hydrolyzates and protein hydrolyzate derivatives which fall within the scope of the invention." However, upon the Examiner's request, Applicants can send these entire texts.

This submission is not an admission that the references listed on the attached Substitute for Form 1449A/PTO constitute prior art against the claims of this application.

### III. ACTION REQUESTED

The Examiner is respectfully requested to confirm receipt and consideration of the cited references by initialing and returning a copy of the attached Substitute for Form 1449A/PTO in accordance with MPEP §609.

### IV. AUTHORIZATION TO CHARGE DEPOSIT ACCOUNT

In the event that a fee is required, the Commissioner is authorized to charge Deposit Account No. 04-1406 of the undersigned attorneys. A duplicate copy of this sheet is enclosed.

### V. CONCLUSION

Early and favorable consideration of this application  
is respectfully requested.

Respectfully submitted,  
DANN, DORFMAN, HERRELL AND SKILLMAN  
A Professional Corporation  
Attorney for Applicants

By: John S. Child, Jr.  
John S. Child, Jr.  
Registration No. 28,833

JSC:LCF

Enclosures - Substitute for Form 1449A/PTO  
- Copy of references listed on Substitute for Form  
1449A/PTO

# INFORMATION DISCLOSURE STATEMENT



*Complete if known*

Application Number: 09/868,379

Filing Date: August 15, 2001

First Named Inventor: Kropf

Group Art Unit: 1614

Examiner Name: Michel Graffeo

SHEET 1 OF 1

Our File No. H03763

## UNITED STATES PATENT DOCUMENTS

EXAMINER'S INITIALS	CITE NO.	PATENT NUMBER	ISSUE DATE MM-DD-YYYY	FIRST NAMED INVENTOR
	A1	4,933,173	06-1990	Bristow
	A2	5,945,299	08-31-1999	von Kries

## FOREIGN PATENT DOCUMENTS

EXAMINER'S INITIALS	CITE NO.	DOCUMENT NUMBER	COUNTRY OR REGION	DATE OF PUBLICATION MM-DD-YYYY	FIRST NAMED INVENTOR OR APPLICANT
	B1	DE 195 02 168	Germany	06-27-1996	Henkel KGaA

## OTHER PRIOR ART - NON-PATENT DOCUMENTS

EXAMINER'S INITIALS	CITE NO.	Include name of the author (in Capital Letters), title of the article (when appropriate), title of the item(book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published
	C1	Drauz et al., Enzyme Catalysis in Organic Synthesis (A comprehensive Handbook), VCH Verlag, Weinheim, pgs. Cover an index (1975)
	C2	Schuster et al., Fette undOle Tenside Waschmittel, Proteinderivate in der Kosmetik-Welche und warum?-, Seifen-Ole-Fette-Wachse, 108, pgs. 177-184 (1982)
	C3	H.W. Stasslinger, Kollagen-Hydrolysate, Parfumerie und Kosmetic, 72, pgs. 556-566 (1991)
	C4	Aurich et al., tenside Surf. Det., Enzymatisch hergestellte Proteinhydrolysate, 29, pgs. 389-395 (1992)
	C5	Wenninger et al., CFTA 1997 International Buyer's guide, The Cosmetic, Toiletry and Fragrance Association, Washington, D.C., pgs. 686-688, table of contents (1997)

EXAMINER'S  
SIGNATURE

DATE  
CONSIDERED

**EXAMINER:** Initial if reference considered, whether or not citation is in conformance with MPEP §609. Draw a line through citation if citation not in conformance and reference not considered. Include a copy of this form with next communication to applicant.